S.B. CIVIL WRIT PETITION NO.3708/2007
Surjaram
vs
Union of India & Anr.

DATE OF ORDER : - 9.7.2007

HON'BLE MR.PRAKASH TATIA,J.

Mr.NL Joshi,for the petitioner.

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Heard learned counsel for the petitioner.

According to the petitioner his suit was decreed under Section 183 and 88 of the Rajasthan Tenancy Act, 1955 by the court of Astt. Collector, Surathgarh, District Sri Ganganagar vide judgment and decree dated 22nd Dec., 2000. The appeal against the said judgment and decree preferred by the respondents was dismissed by the Revenue Appellate Authority by judgment and decree dated 27.2.2004. According to learned counsel for the petitioner the said judgment and decree has become final, still the respondents are not complying with the judgment and decree passed by the courts below.

It is clear from the facts mentioned above itself that a regular suit was filed under the provisions of Rajasthan Tenancy Act wherein decree was granted by the competent court. The entire procedure for execution of the said decree has been provided in the Act itself, therefore, the proper remedy was only of execution of

decree and therefore, this Court is not inclined to entertain this writ petition.

Hence, the writ petition filed by the petitioner is dismissed.

(PRAKASH TATIA), J.

c.p.goyal/-